

LOUISIANA BOARD OF ETHICS
MINUTES
May 17, 2019

The Board of Ethics met on May 17, 2019 at 9:00 a.m. in the LaBelle Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Bruneau, Colomb, Couvillon, Dittmer, Grand, Lavastida, Leggio, McAnelly, Meinert, Roberts and Smith present. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, David Bordelon, Jennifer Land, and Greg Thibodeaux.

Ms. Alesia Ardoin, attorney for Representative Nancy Landry, appeared before the Board in connection with the public hearing conducted in Docket No. 19-327 regarding the propriety of Representative Landry's election, appointment, or employment by the House of Representatives to the position of Clerk of the House of Representatives once her term of office has expired. After hearing from Ms. Ardoin, on motion made, seconded and unanimously passed, the Board concluded that Section 1121A(1) of the Code of Governmental Ethics would not prohibit Representative Landry from serving in the position of Clerk of the House with the Louisiana Legislature within the two years following the end of her service as a Legislator, since the Clerk of the House is elected and Representative Landry would not be contracting with her former agency.

Mr. John O'Donnell appeared before the Board in connection with a request for an advisory opinion in Docket No. 19-439 regarding his candidacy for the Calcasieu Parish Police Jury. After hearing from Mr. O'Donnell, on motion made, seconded, and unanimously passed, the Board concluded that no violation of the Code of Governmental Ethics is presented by Mr. O'Donnell continuing his employment with Southwest Louisiana Area Health Education Center (SLAHEC)

while he is a candidate for member of the Calcasieu Parish Police Jury. The Board further advised that if he is elected as a member of the Calcasieu Parish Police Jury, Section 1111C(2)(d) of the Code of Governmental Ethics would prohibit his continued employment with SLAHEC because of its receipt of funding from the Calcasieu Parish Police Jury.

Mr. Ashton Jackson, campaign treasurer for Adrian Perkins, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 19-518 for a waiver of the \$420 late fee assessed against Mr. Perkins, a candidate for Mayor, City of Shreveport, Bossier & Caddo Parishes, in the November 6, 2018 election, for filing his 40-G campaign finance disclosure report 7 days late. After hearing from Mr. Jackson, on motion made, seconded and passed by a vote of 8 yeas by Board Members Bruneau, Couvillon, Dittmer, Grand, Lavastida, Leggio, McAnelly and Meinert and 2 nays by Board Members Colomb and Roberts, the Board declined to waive the \$420 late fee. Board Member Smith recused himself.

Mr. Louis Johnson, a candidate for Caddo Parish Commission Member, District 12, in the October 14, 2017 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 19-519 for a waiver of the four (4) \$1,000 late fees assessed against him for filing his 30-P, 10-P, EDE-P, and 10-G Campaign finance disclosure reports 64, 97, 77, and 62 days late and a \$2,000 civil penalty for inaccurately filing his 10-G campaign finance disclosure report. After hearing from Mr. Johnson, on motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$6,000 in connection with the 30-P, 10-P, EDE-P & 10-G campaign finance disclosure reports as well as the inaccurately filed 10-G campaign finance disclosure report but suspended

\$4,800 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing. Also, the suspension is contingent upon Mr. Johnson paying his fine of \$1,000 at the Attorney General's office within 30 days. Board Member Smith recused himself.

Mr. Lance Joseph Grant, a candidate for the Slidell City Council, District F, St. Tammany Parish in the March 24, 2018 election, appeared before the Board in connection with a request in Docket No. 19-469 for a waiver of the \$1,500 late fee assessed against him for filing his amended 2017 Tier 3 Candidate personal financial disclosure statement 338 days late. After hearing from Mr. Grant, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G6-G22 en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G6-G22, excluding item G11, taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, allowed the withdrawal of a request for an advisory opinion in Docket No. 18-1544 from Judge Arthur L. Hunter, Jr. regarding using campaign funds to pay for costs associated with the Allen Ray Bolin Trial Advocacy Workshop.

Adopted an advisory opinion in Docket No. 19-347 concluding that no violation of the Code of Governmental Ethics is presented by Janice Lingle continuing her employment with DeSoto

Parish Schools while she is a candidate for member of the DeSoto Parish School Board and if she is elected to that office. The Board further advised that if Ms. Lingle is elected as a member of the DeSoto Parish School Board, and her employment continues with DeSoto Parish Schools, she should contact the Attorney General's Office for advice associated with the Dual Office Holding laws.

Accepted for filing, the disqualification plan in Docket No. 19-348 regarding the Town of Church Point doing business with Daigle's Hardware which is owned by the newly-elected mayor, Ryan Meche, since the disclosure plan meets the requirements of Section 1123(22) of the Code of Governmental Ethics. The Board further adopted an advisory opinion concluding that Daigle's Hardware is not prohibited from entering into transactions with the Town of Church Point while Ryan Meche serves as the Mayor of the Town of Church Point, provided the purchases are made in compliance with the disclosure plan. Additionally, The Town of Church Point will be required to file quarterly affidavits in January, April, July and October each year as set forth in the disclosure plan.

Adopted an advisory opinion in Docket No. 19-357 concluding that no violation of the Code of Governmental Ethics is presented by Trent Brown working on his off duty hours for the West Rapides Drainage Commission trapping beavers while remaining employed with Department of Transportation and Development (DOTD). The Board further advised that Mr. Brown should also seek advice from the Attorney General's Office with respect to the Dual Office Holding Laws.

Adopted an advisory opinion in Docket No. 19-358 concluding that, pursuant to the limited exception provided in Section 1119C(2) of the Code of Governmental Ethics, no violation of the Code of Governmental Ethics is presented by Megan Nunnery continuing her employment with the Inspections Department of the City of Zachary if her father, Stephen Nunnery, is promoted to Chief

Administrative Officer (CAO), since Ms. Nunnery has been employed by the City of Zachary for over a year prior to her father's appointment as CAO. The Board further advised that Mr. Nunnery should submit a disqualification plan.

Adopted an advisory opinion in Docket No. 19-360 concluding that no violation of the Code of Governmental Ethics is presented by Megan Bergeron, wife of Roddy Bergeron, continuing her employment with the Cecil J. Picard Center for Child Development and Lifelong Learning (Picard Center) at the University of Louisiana at Lafayette if Mr. Bergeron is elected as a member of the Lafayette City-Parish Council and while the Picard Center may enter into contracts with the Lafayette City-Parish Consolidated Government (LCG), since Megan Bergeron is employed by a governmental entity, not a "person." The Board further advised that Section 1112B(1) of the Code of Governmental Ethics would prohibit Mr. Bergeron's participating in matters before the LCG involving the Picard Center in which his wife had a substantial economic interest.

Adopted an advisory opinion in Docket No. 19-361 concluding that no violation of the Code of Governmental Ethics is presented by Brian Bergeron, brother of Roddy Bergeron, continuing his employment with Patriot Construction if Roddy Bergeron is elected as a member of the Lafayette City-Parish Council and while Patriot Construction may enter into contracts with the Lafayette City-Parish Consolidated Government (LCG), since Brian Bergeron has no ownership interest in Patriot Construction. The Board further advised that Brian Bergeron would be prohibited from working on any contract between Patriot Construction and LCG. Also, the Board advised that Section 1112B(1) of the Code of Governmental Ethics would prohibit Roddy Bergeron from participating in matters before the LCG involving Patriot Construction if his brother has a substantial economic interest. In addition, Brian Bergeron would have to file an annual financial disclosure report with the Board of

Ethics pursuant to Section 1114 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 19-362 concluding that no violation of the Code of Governmental Ethics is presented by Roddy Bergeron continuing his employment with Enterprise Data Concepts, LLC (EDC) if he is elected as a member of the Lafayette City-Parish Council and while EDC has a contract with the Lafayette Parish Clerk of Court's Office, since the Lafayette Parish Clerk of Court is a separate governmental agency from Lafayette City-Parish Consolidated Government (LCG).

Adopted an advisory opinion in Docket No. 19-443 concluding that no violation of the Code of Governmental Ethics is presented by the law firm of Pearson and Mitchell LLC entering into an Intergovernmental Affairs Contract with the City of New Orleans while a co-owner of the law firm, Jennifer A. Mitchell, is employed as the Director of Governmental Affairs with the University of Louisiana System, since the contract is not under the supervision or jurisdiction of Ms. Mitchell's agency, the University of Louisiana System. Additionally, since Ms. Mitchell provided that she will not participate in any lobbying in connection with the contract, her request presents no violation of the lobbying prohibitions contained in La. R.S. 24:56.

Adopted an advisory opinion in Docket No. 19-459 concluding that no violation of the Code of Governmental Ethics is presented by a company owned by Laine Landry, Chief of Police for the Town of Grand Isle, contracting with the Grand Isle Port Commission, since the Grand Isle Port Commission is a separate agency from the Grand Isle Police Department.

Adopted an advisory opinion in Docket No. 19-460 concluding that no violation of the Code of Governmental Ethics is presented by the Urban Restoration Enhancement Corporation (UREC) bidding on or entering into any contract, subcontract or other transaction under the supervision or

jurisdiction of the Louisiana Housing Corporation (LHC) while a member of UREC's Board of Directors, Morise Duffin, serves as a Management Analyst for the LHC, since Mr. Duffin has no ownership in UREC. The Board further advised that the Code of Governmental Ethics would prohibit Mr. Duffin from representing UREC or appearing on its behalf before LHC.

Adopted an advisory opinion in Docket No. 19-461 concluding that Section 1121B of the Code of Governmental Ethics would prohibit Michael J. Murphy, currently employed with the Department of Transportation and Development (DOTD), from accepting compensation from a private consulting firm in connection with his assistance on any project in which he also participated while employed by DOTD. The Board further advised that Mr. Murphy would not be prohibited by the Code of Governmental Ethics from assisting the private consulting firm on any new projects. Additionally, Mr. Murphy would not be prohibited from being employed by or contracting with a local city or parish government to provide services, as a governmental entity is not a "person" for the purposes of the Code of Governmental Ethics. The Board further cautioned that 1112B(4) of the Code of Governmental Ethics would prohibit Mr. Murphy from participating in any transaction in which any person with whom he is negotiating future employment has a substantial economic interest.

Adopted an advisory opinion in Docket No. 19-541 concluding that no violation of the Code of Governmental Ethics is presented by John Ryan Vivian, a former attorney employed by the Department of Transportation and Development (DOTD), representing a landowner in expropriation proceedings in East Baton Rouge Parish involving the I-10 expansion project and DOTD, since Mr. Vivian was not an agency head or elected official and his work while employed with DOTD did not involve matters in East Baton Rouge Parish or with the I-10 expansion project.

Adopted an advisory opinion in Docket No. 19-546 concluding that no violation of the Code of Governmental Ethics would be presented by Kelli Oertling, Principal of Lakewood Elementary School in St. Charles Parish, accepting a normal promotion or transfer within St. Charles Schools while her husband, Dr. Ken Oertling, serves as the Superintendent of St. Charles Parish Schools, since Mrs. Oertling has been employed by St. Charles Schools for more than one year prior to her husband becoming agency head. The Board further advised that Dr. Ken Oertling, pursuant to Section 1119B(2)(a)(iii) of the Code of Governmental Ethics, will be required to file Form 403 annually with the Board of Ethics within 30 days of the beginning of each school year. In addition, the Board advised that Section 1112B(1) of the Code of Governmental Ethics will prohibit Dr. Ken Oertling from participating in any transaction in which his wife has a substantial economic interest. The Board also approved the disqualification plan appointing Tresa Webre to consider and approve any potential transaction involving Kelli Oertling, since it meets the requirements of Section 1112C of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No 19-547 concluding that no violation of the Code of Governmental Ethics is presented by Mark White, Assistant District Attorney in the Fourth Judicial District, Ouachita Parish, being a part owner of Sterling Strong Recovery Investments, LLC which owns 15% of Broken Wings Recovery Center (BWRC), an in-patient addiction and rehabilitation facility, since Mr. White will not provide any services to BWRC and his involvement is merely as a fractional owner. The Board further advised that Section 1112B(3) of the Code of Governmental Ethics would prohibit Mr. White from requiring a defendant to undergo treatment at BWRC.

Adopted an advisory opinion in Docket No. 19-599 submitted by CSRS, Inc. in connection

with a contract with the State of La, Office of Community Development-Disaster Recovery Unit (OCD-DRU), RFP No. 107140-056 concluding that (1) CSRS is a public employee performing a governmental function based on the contract between Pan American and CSRS to administer the disaster recovery programs on behalf of OCD and to provide executive staffing services to OCD. The agency of CSRS is limited to the scope of the current subcontract between Pan American and CSRS. However, the Code of Governmental Ethics will not prohibit CSRS from serving as a prime contractor to OCD in connection with RFP No. 10740-056: Watershed Initiative Program Management Support Services, since the services for the Watershed Initiative Program are not within the scope of the current subcontract with Pan American for disaster recovery services. Additionally, CSRS, as a public employee, is not participating in a transaction in which it has a substantial economic interest since it is not currently providing contractor services for the Watershed Initiative Program and did not participate in the creation of RFP No. 10740-056; (2) Since Stacy Bonnaffons, in her capacity as interim Chief of Staff of the OCD, did not participate in the Watershed Initiative Program, she is not prohibited by Section 1121B of the Code of Governmental Ethics from assisting CSRS in connection with RFP No. 10740-056: Watershed Initiative Program Management Support Services. The Board further advised that CSRS is not prohibited by Section 1121C of the Code of Governmental Ethics from entering into a contract with OCD in connection with RFP No. 10740-056: Watershed Initiative Program Management Support Services, since Stacy Bonnaffons did not participate in the Watershed Initiative Program.

Allowed the withdrawal of a request for an advisory opinion in Docket No. 19-359 from Mark D. Plaisance, Chief Indigent Defender for Lafourche Parish, as to the post-termination restrictions following his resignation.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the April 11-12, 2019 meetings.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G24-G27 en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G24-G27 taking the following action:

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered the Ethics Adjudicatory Board Order in Docket No. 13-323 regarding Thomas Robichaux, a candidate for Orleans Parish School Board, District 7, in the November 6, 2012 election, failing to file the 10-P, EDE-P and 10-G campaign finance disclosure reports. On motion made, seconded and unanimously passed, the Board instructed the staff to assess penalties in accordance with Sections 1505.4A(4)(a) and (b) of the Campaign Finance Disclosure Act in connection with the 10-P, EDE-P and 10-G campaign finance disclosure reports and to assess the additional \$10,000 penalty for each report.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered the Ethics Adjudicatory Board Order in Docket No. 13-756 regarding Thomas Robichaux, a candidate for State Representative in the May 1, 2010 election, failing to file the 2012 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board instructed the staff to assess penalties in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act in connection with the 2012 Supplemental campaign

finance disclosure report and to assess the additional \$10,000 penalty.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered the Ethics Adjudicatory Board Order in Docket No. 13-757 regarding Thomas Robichaux, a candidate for State Representative in the November 6, 2012 election, failing to file the 2012 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board instructed the staff to assess penalties in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act in connection with the 2012 Supplemental campaign finance disclosure report and to assess the additional \$10,000 penalty.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered the Ethics Adjudicatory Board Order in Docket No. 14-499 regarding Thomas Robichaux, a candidate for Orleans Parish School Board in the November 6, 2012 election, failing to file the 2013 Supplemental campaign finance disclosure report by February 15, 2014. On motion made, seconded and unanimously passed, the Board instructed the staff to assess penalties in accordance with Section 1505.4A(4)(b) of the Campaign Finance Disclosure Act in connection with the 2013 Supplemental campaign finance disclosure report and to assess the additional \$10,000 penalty.

The Board considered a proposed consent opinion in Docket No. 16-1064 regarding Elaine Borskey, the former Executive Director of the Christian Outreach Center, making payments to Curtis Mack, owner of Fresh Start Apartments and the program manager of the Olmstead Grant Program, for supplying housing to customers of the Christian Outreach Center at Fresh Start Apartments. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which Elaine Borskey agrees that a violation of Section 1117 of the Code of

Governmental Ethics occurred by virtue of payments of \$2,210 to Curtis Mack, as owner of Fresh Start Apartments and who was the program manager of the Olmstead Grant Program, for supplying housing to customers of the Christian Outreach Center at Fresh Start Apartments, at a time when Curtis Mack was prohibited by Sections 1111A and 1111C(2)(d) of the Code of Governmental Ethics from receiving such compensation from Elaine Borskey and in which Ms. Borskey agrees to pay a fine of \$1,500 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against Elaine Borskey pending before the Ethics Adjudicatory Board (EAB).

The Board considered a proposed consent opinion in Docket No. 18-076 regarding a company owned by the husband of Kimberly Roberts, an employee of Glencoe Education Foundation Inc. d/b/a Glencoe Charter School, in Franklin, St. Mary Parish, performing compensated maintenance services for Glencoe Charter School. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which (1) Kimberly Roberts, an employee of Glencoe Charter School, agrees that a violation of Section 1112B(1) of the Code of Governmental Ethics occurred by virtue of her signature on checks issued to her husband, Richard Lemire d/b/a K&R Line Bore, from Glencoe Charter School when she knew that Richard Lemire had a substantial economic interest in the payments from Glencoe Charter School; and, (2) Richard Lemire d/b/a K&R Line Bore agrees that a violation of Section 1113A(1)(a) of the Code of Governmental Ethics occurred by virtue of his entering into twenty-three (23) transactions with Glencoe Charter School between April 16, 2015 and November 11, 2017 and his receipt of \$26,906.82 in payments from Glencoe Charter School while his wife, Kimberly Roberts, was employed by Glencoe Charter School and in which Ms. Roberts and Mr. Lemire agree to pay a joint

fine of \$2,500 and that in the event of a failure to pay, the Board of Ethics may file suit to compel immediate payment of any balance due.

On motion made, seconded and unanimously passed, the Board agreed to add Docket No. 19-490 to the general business agenda for its consideration.

Mr. Keith Jones, a candidate for St. John the Baptist Parish School Board, District 6, in the November 6, 2018 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 19-490 for a waiver of the \$320 and \$240 late fees assessed against him for filing his Special campaign finance disclosure reports 6 and 8 days late, respectively. After hearing from Mr. Jones, on motion made, seconded and unanimously passed, the Board declined to waive the \$320 and \$240 late fees but suspended both late fees conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against candidates and committees included in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket Nos. 18-1539, 19-450 and 19-482, taking the following action:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 19-349 from Emily Stoma of a \$480 late fee;
Docket No. 19-356 from DFER, LA of a \$2,600 late fee;

Docket No. 19-444 from Pat Moore of a \$60 late fee;
Docket No. 19-481 from Willie Bradford of a \$360 late fee;
Docket No. 19-485 from Hunter Haydel of a \$320 late fee;
Docket No. 19-520 from Roosevelt Thomas of a \$1,000 late fee;
Docket No. 19-521 from Danny Roy Lewis of a \$1,000 late fee; and,
Docket No. 19-544 from Pamela T. Bloxom of a \$40 late fee.

The Board unanimously waived the late fees assessed against the following:

Docket No. 19-297 from Mark Gilliam of a \$400 late fee; and,
Docket No. 19-354 from J. Mike Cashio of a \$1,200 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-1540 for a waiver of the \$280 late fee assessed against Phyllis Miller, a candidate for Grambling City Council, Lincoln Parish, in the November 6, 2018 election, for filing the 10-P campaign finance disclosure report 7 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$280 late fee but suspended \$180 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-270 for a waiver of the \$360 late fee assessed against Michael Guthrie, a candidate for Town of Vivian Alderman, Ward 3, Caddo Parish, in the November 6, 2018 election, for filing the 10-G campaign finance disclosure report 9 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$360 late fee pursuant to Rule 1205B.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-296 for a waiver of the \$360 late fee assessed against Colleen Nicklas Askew, a candidate for Berwick Town Council, St. Mary Parish, in the November 6, 2018 election, for filing the Special campaign finance disclosure report 9 days late. On motion made,

seconded and unanimously passed, the Board declined to waive the \$360 late fee but suspended \$260 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-351 for a waiver of the \$2,000 late fee assessed against Jefferson Federation of Teachers Committee on Political Education, a political action committee, its committee's chairperson and treasurer, Joseph Potts, Jr., in the November 6, 2018 election, for filing the 10-P campaign finance disclosure report 10 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,000 late fee but suspended \$1,500 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-352 for a waiver of the \$320 late fee assessed against Anthony R. Daisy, a candidate for Mayor, City of New Roads, Point Coupee Parish, in the November 6, 2018 election, for filing the Special campaign finance disclosure report 8 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$320 late fee but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 19-449 for a waiver of the \$2,500 late fee assessed against Donovan Fremin, a candidate for State Representative, District 55, Lafourche Parish, in a future election, and his committee's treasurer, Melissa G. Bates, for filing the 2017 Annual campaign finance disclosure report 333 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-479 for a waiver of the \$160 late fee assessed against Britton Carroll, a candidate for Grant Parish Police Jury, District 5, in the October 24, 2015 election, for filing the 2018 Supplemental campaign finance disclosure report 4 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$160 late fee but suspended \$60 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-484 for a waiver of the \$60 late fee assessed against Anthony Garcia, a candidate for State Representative, District 17, Ouachita Parish, in the February 23, 2019 election, for filing the 30-P campaign finance disclosure report 1 day late. On motion made, seconded and unanimously passed, the Board declined to waive the \$60 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-486 for a waiver of the \$400 late fee assessed against Kerry

Lincoln, a candidate for Plaquemines Parish Council, District 8, in the November 6, 2018 election, for filing the 10-G campaign finance disclosure report 22 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-521 for a waiver of the two (2) \$1,000 late fees assessed against Danny Roy Lewis, a candidate for Mayor, Town of Homer, Claiborne Parish, in the November 6, 2018 election, for filing the 10-P and 10-G campaign finance disclosure reports 144 and 114 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 in connection with the 10-P late fee campaign finance disclosure report but suspended \$900 and declined to waive the \$1,000 in connection with the 10-G late fee campaign finance disclosure report but suspended \$900 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-522 for a waiver of the three (3) \$1,000 late fees assessed against Robert R. "Bob" Womack, a candidate for St. Tammany Parish School Board, District 11, in the November 6, 2018 election, for filing the 30-P, 10-P and 10-G campaign finance disclosure reports 127, 153 and 123 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the late fees totaling \$3,000 but suspended all of the late fees conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-538 for a waiver of the \$2,000 late fee assessed against Kenneth J. Krefft, a candidate for Mayor, City of Shreveport in the November 6, 2018 election, for filing the 30-P campaign finance disclosure report 153 days late. On motion made, seconded and unanimously passed, the Board rescinded the \$2,000 late fee pursuant to Rule 1205B.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-542 for a waiver of the \$400 late fee assessed against Charles Brandon Harrell, a candidate for St. Tammany Parish School Board, District 5, in the November 6, 2018 election, for filing the 10-G campaign finance disclosure report 21 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-543 for a waiver of the \$360 late fee assessed against Walter Daniels, III, a candidate for Tangipahoa Parish School Board, District A, in the November 6, 2018 election, for filing the Special campaign finance disclosure report 9 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$360 late fee but suspended \$160 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 19-544 for a waiver of the \$360 late fee assessed against Pamela T. Bloxom, a candidate for Minden City Council, District E, Webster Parish, in the November 6, 2018 election, for filing the Special campaign finance disclosure report 9 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$360 late fee but suspended \$260 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-1539 for a waiver of the \$400, \$200 and \$320 late fees assessed against John Gagnard, a candidate for Avoyelles Parish School Board, District 9, in the November 6, 2018 election, for filing the 10-P, Special and 10-G campaign finance disclosure reports 10, 5 and 8 days late, respectively. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$400 late fee in connection with the 10-P campaign finance disclosure report; and, (2) declined to waive the \$200 in connection with the Special campaign finance disclosure report but suspended \$100 and declined to waive the \$320 late fee in connection with the 10-G campaign finance disclosure report but suspended \$220 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-450 for a waiver of the two (2) \$400 late fees assessed against Wendell R. Wilson, a candidate for Jackson Parish School Board, District 2, in the November 6, 2018 election, for filing the 10-P and 10-G campaign finance disclosure reports 46 and 44 days late,

respectively. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 in connection with the 10-P campaign finance disclosure report but suspended \$300 and declined to waive the \$400 late fee in connection with the 10-G campaign finance disclosure report but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 19-482 for a waiver of the \$1,000 late fee assessed against Donald Little, a candidate for Caddo Parish School Board, District 4, in the November 6, 2018 election, for filing the 10-G campaign finance disclosure report 78 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,000 late fee.

The Board considered a request in Docket No. 19-345 for a waiver of the \$1,500 late fee assessed against Matthew Wood for filing his 2019 lobbying registration 46 days late. On motion made, seconded and unanimously passed, the Board waived the \$1,500 late fee, since it was Mr. Wood's first late filing.

The Board considered a request in Docket No. 19-346 for a waiver of the \$900 late fee assessed against Jody Montelaro for filing his 2019 lobbying registration 18 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$900 late fee.

The Board unanimously agreed to take action on the requests for "good cause" waivers of late fees assessed against individuals contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff

recommendations on the items in the Personal Financial Disclosure waiver chart, excluding Docket Nos. 19-469 and 19-515, taking the following action:

The Board considered a request in Docket No. 18-1066 for a waiver of the \$1,500 late fee assessed against Brenda Moore Bazile, a former member of the Cottonport Town Council, District # 4, Avoyelles Parish, for filing her amended 2016 Tier 3 Annual personal financial disclosure statement 97 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-463 for a waiver of the two (2) \$1,500 late fees assessed against Peggy Allen Parker, a member of the Louisiana Workforce Commission, for filing her 2016 and 2017 Tier 2.1 Annual personal financial disclosure statements 166 and 41 days late, respectively. On motion made, seconded and unanimously passed, the Board (1) declined to waive the \$1,500 late fee in connection with the 2016 Annual personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics; and, (2) declined to waive the \$1,500 late fee in connection with the 2017 Annual personal financial disclosure statement.

The Board considered a request in Docket No. 19-464 for a waiver of the \$1,500 late fee assessed against William Shane Hart, a member of the Boeuf River Soil and Water Conversation District, for filing his amended 2016 Tier 2.1 Annual personal financial disclosure statement 346 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-465 for a waiver of the \$1,500 late fee assessed against Lionel "Coach" Anderson, a candidate for the Ville Platte Board of Alderman, District D, Evangeline Parish, in the November 6, 2018 election, for filing his amended 2017 Tier 3 Candidate personal financial disclosure statement 88 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-466 for a waiver of the \$1,500 late fee assessed against Sheila Green-McCorkle, a member of the Algiers Development Corporation, for filing her 2016 Tier 2.1 Annual personal financial disclosure statement 146 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$850 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 19-467 for a waiver of the two (2) \$1,500 late fees assessed against Jeremy Freeman, Washington Parish Constable, Ward 2, for filing his amended 2016 and 2017 Tier 3 Annual personal financial disclosure statements 196 and 196 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the late fees.

The Board considered a request in Docket No. 19-468 for a waiver of the \$1,500 late fee assessed against Sandra Brown, a former member of the Northshore Charter School Board, for filing her 2016 Tier 3 Annual personal financial disclosure statement 143 days late. On motion made,

seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$900 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 19-470 for a waiver of the \$1,500 late fee assessed against Jake Alan Long, a former member of the Olla Board of Alderman, LaSalle Parish, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement 121 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-471 for a waiver of the \$1,500 late fee assessed against Sidney James Broussard, Delcambre Chief of Police, Iberia Parish, for filing his amended 2016 Tier 3 Annual personal financial disclosure statement 168 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-472 for a waiver of the \$1,500 late fee assessed against Martha Talbert Smiley, with the Louisiana School for Math, Science and the Arts, for filing her 2016 Tier 2.1 Annual personal financial disclosure statement 224 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-517 for a waiver of the \$1,500 late fee assessed against Paula Smythe, a former member of the Cameron Parish School Board, District 8, for filing her 2017 Tier 3 Annual personal financial disclosure statement 190 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$700 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 19-523 for a waiver of the \$1,500 late fee assessed against Kimmi Adams Sellers, a member of the Norwood Board of Aldermen, East Feliciana Parish, for filing her amended 2016 Tier 3 Annual personal financial disclosure statement 303 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 19-515 for a waiver of the \$1,500 late fee assessed against Marshall "Cleland" Powell, III, a member of the New Orleans City Park Improvement Association, for filing his 2016 Tier 2.1 Annual personal financial disclosure statement 153 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,000 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 19-306 for a waiver of the \$2,500 late fee assessed against Katherine Westerhold for filing her disclosure pursuant to Section 1114 of the Code

of Governmental Ethics 65 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered an untimely request in Docket No. 19-489 for a waiver of the \$2,000 and \$2,000 late fees assessed against Joy R. Jackson, a candidate for District Judge, 6th Judicial District Court, Div. B, in the November 6, 2018 election, for filing the 10-P and 10-G campaign finance disclosure reports 135 and 105 days late, respectively. On motion made, seconded and unanimously passed, the Board agreed to consider the untimely waiver request and (1) declined to waive the \$2,000 late fee in connection with the 10-P campaign finance disclosure report but suspended \$1,800; and, (2) declined to waive the \$2,000 late fee in connection with the 10-G campaign finance disclosure report but suspended \$1,800 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request for reconsideration in Docket No. 19-094 for a waiver of the \$1,500 late fee assessed Donna Conway, a former member of the Louisiana Developmental Disabilities Council, for filing her amended 2016 Tier 2.1 Annual personal financial disclosure statement 195 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$1,250 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

Staff attorney David Bordelon distributed a draft of the proposed Declaratory Opinion in

Docket No. 19-327 regarding the propriety of Representative Nancy Landry's election, appointment, or employment by the House of Representatives to the position of Clerk of the House of Representatives once her term of office has expired.

The Board recessed at 10:59 a.m. and resumed back into general business session at 11:10 a.m.

On motion made, seconded and unanimously passed, the Board adopted for publication the Declaratory Opinion in Docket No. 19-327 concluding that Section 1121A(1) of the Code of Governmental Ethics would not prohibit Representative Landry from serving in the position of Clerk of the House with the Louisiana Legislature within the two years following the end of her service as a Legislator, since the Clerk of the House is elected and Representative Landry would not be contracting with her former agency.

On motion made, seconded and unanimously passed, the Board dismissed the charges in Docket No. 18-782 against Tonya Calhoun in connection with her failure to timely complete 2017 ethics training while serving as a public servant for the Ouachita Parish School System.

Chairman McAnelly announced the pending retirement of Deborah Grier, Executive Secretary, effective September 1, 2019.

The Board unanimously resolved into executive business session.

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EXECUTIVE SESSION

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The Board unanimously resolved into general business session and adjourned at 11:25 a.m.

Secretary

APPROVED:

Chairman